

range of indigenous groups and members of the legal community, the FLSC released draft amendments to the Model Code in November 2023 and is seeking feedback from law societies and other interested parties. With the deadline for feedback extended from May to October 2024, LEPC and LSN are developing a robust approach to provide culturally and legally informed feedback from a range of stakeholders, interested parties and members of the Nunavut Bar.

It is expected that the FLSC will receive extensive feedback from across Canada and that a second round of consultations on revised versions of the amendments will take place in 2025. In all circumstances, the LEPC and LSN are committed to ensuring that the FLSC has the opportunity to incorporate Nunavut perspectives into its work.

b. Discrimination and Harassment

In 2022, the FLSC significantly amended the Model Code provisions on discrimination and harassment. These amendments are designed to address ongoing problems of harassment and discrimination in the workplace by providing more substantive guidance to members.

In early 2024, the LSN Executive adopted the amendments into the Nunavut Code, after the LEPC solicited a final round of feedback from members of the Nunavut Bar. The LEPC provided feedback to the FLSC during its 2020-2021 consultation phase and the LEPC met regularly since then to consider their application in Nunavut.

The LEPC hosted a Continuing Legal Education (“CLE”) event on the Discrimination and Harassment in the Fall of 2023 with assistance from external counsel.

c. Ex Parte Communications

The FLSC updated the Model Code with new rules addressing *ex parte* proceedings and single-party communications with a tribunal in 2022. These *ex parte* amendments are designed to note the exceptional nature of *ex parte* proceedings and to highlight the care lawyers should take when engaging in routine, single-party correspondence with a tribunal.

These amendments were adopted by the LSN executive this year upon recommendation from the LEPC. In the same manner as the discrimination and harassment amendments, the LEPC provided feedback during the FLSC’s consultation phase and solicited feedback from Nunavut Bar members. The Code previously contained no provisions concerning *ex parte* proceedings.

II. ADMISSION REQUIREMENTS UNDER THE TERRITORIAL MOBILITY AGREEMENT

a. Mandatory Reading List

The LSN’s [mandatory reading list](#) is a requirement for admission to the Nunavut Bar pursuant to the Territorial Mobility Agreement. This reading list is subject to yearly review by the LEPC. The

LEPC has met throughout this reporting year to discuss the status and contents of the reading list and intends to unveil a revamped approach to the reading list in the latter half of 2024.

b. Cultural Competency Training

In addition to the cultural competency materials which form an essential component of the mandatory reading list requirement under the TMA, the LSN and LEPC are continuing to consider further cultural competency training requirements for lawyers seeking Nunavut Bar membership.

In line with the Truth and Reconciliation Commission's Call to Action 27 referenced above, the LSN and LEPC are exploring ways for lawyers seeking Nunavut Bar membership under the TMA to engage in Nunavut-specific, Inuit-designed and Inuit-led cultural competency training.

While the scope and budget of this project are still under consideration with discussions ongoing, this work remains a key and high priority agenda item from the LEPC and LSN. The LEPC expects to make substantive progress on this initiative through this next reporting year.

III. COMPLAINTS

The LEPC continues to proactively address complaints of unauthorized practice referred to the committee by conferring with the LSN CEO and making recommendations to the LSN Executive as required. Complaints resolve by way of granting full memberships or restricted appearance certificates, or by withdrawal of services.

Continued efforts to raise awareness across Canada and within the territory about the requirements to practice law in Nunavut remains a priority for the LEPC. In addition to providing general information about what constitutes the practice of law in Nunavut, the LEPC will provide further guidance by working with external counsel to issue [notices to the profession](#).

Related Reading:

[Model Code of Professional Conduct - Consultation Report \(November 2023\): Draft Amendments in Response to Call to Action 27](#)

[Model Code of Professional Conduct Consultation Report \(January 2020\) — Discrimination and Harassment and ex parte communications](#)